IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 8131 of 2004

Between:

1 Azad Educational Society Udith Chambers , Besides UTI Bank, Rep. by its Secretary, Mr. Ghouse Moinuddin, S/o. Md. Gayasuddin Ashok Nagar, Hyderabad.
2 AES College of Education, Udith Chambers , Besides UTI Bank, Rep. by its Secretary, Mr. Ghouse Moinuddin, S/o. Md. Gayasuddin Ashok Nagar, Hyderabad.

..... PETITIONER(S)

AND

1 The Government of A.P. Minorities Welfare (M&R) Department Rep. by its Principal Secretary, A.P. Secretariat, Saifabad, Hyderabad.
2 Govt. of AP Education Department Rep. by its Principal Secretary Secretariat Buildings, Hyderabad.
3 AP State Council for Higher Education Rep. by its Secretary, Hyderabad.
4 Convener EDCET 2003-2004, Osmania University, Hyderabad.
5 Osmania University, Rep. by its Registrar, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to

issue a writ, order, direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st respondent in issuing G.O.Ms.No.4 dated 3-3-2004 and the further action in issuing Memo.No.445/M&R/A3/2004-2 dated 29-3-2004 and in not granting recognition to the 2nd petitioner as a minority educational institution as being illegal, arbitrary, unconstitutional and violative of petitioners' fundamental rights and consequently direct the respondents to grant minority recognition certificate to the 2nd petitioner institution with effect from the date of its application and invalidate all acts of having treated the 2nd petitioner institution as a non minority institution for the purpose of making admission to the academic year 2003-2004 and pass

Counsel for the Petitioner:MR.S.NIRANJAN REDDY

Counsel for the Respondent Nos.1 and 2: GP FOR SOCIAL WELFARE

Counsel for the Respondent No.3: Mr. K.RAMESH BABU

Counsel for the Respondent Nos.4 and 5: Mr. DEEPAK BATTACHARJEE, STANDING COUNSEL FOR OSMANIA UNIVERSITY

The Court made the following :

ORDER: (per BRSR,J)

Learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition. Permission is accorded.

The writ petition shall accordingly stand dismissed. No costs.

(B.SUDERSHAN REDDY,J)

DATED:07-09-2004

(K.C.BHANU,J)

Note:

Furnish C.C. by tomorrow.

(B/o) gj/msv

To

1 The Principal Secretary, the Government of A.P. Minorities Welfare (M&R) Department, A.P. Secretariat, Saifabad, Hyderabad.
2 The Principal Secretary, Govt. of AP Education Department, Secretariat Buildings, Hyderabad.
3 The Secretary, AP State Council for Higher Education, Hyderabad.
4 The Convener EDCET 2003-2004, Osmania University, Hyderabad.
5 The Registrar, Osmania University, Hyderabad.

6 Two C.C.s to the Government Pleader for Social Welfare, High Court of Andhra Pradesh, Hyderabad. (OUT)

7 Two C.D. copies.